



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

05 MAY 2006

PATTERSON & SHERIDAN, LLP/
LUCENT TECHNOLOGIES, INC
595 SHREWSBURY AVENUE
SHREWSBURY NJ 07702

In re Application of
Arunachalam et al.
Application No. 09/303,718
Filed: April 30, 1999
For: SCALABLE HIGH SPEED ROUTER
APPARATUS

DECISION ON PETITION
TO WITHDRAW HOLDING OF
ABANDONMENT

This is in response to the renewed Request for Reconsideration, filed August 10, 2004. The request for reconsideration is in response to the decision mailed May 18, 2004 which denied the original Petition to Withdraw Holding of Abandonment pursuant to MPEP §711.03(c)(II) and 37 C.F.R. § 1.181(a). The No fee is required.

On June 5, 2002, a non-final Office action was mailed in the subject application. A response from Applicants was not received and matched with the file. On November 10, 2003, a Notice of Abandonment was mailed.

The original petition was denied as the petitioner not providing a sufficient showing of non-receipt of the non-final Office action. Specifically, the petition lacked a statement *from the practitioner* of record (at the time of mailing the Office action), indicating: (1) that the non-final Office action, mailed June 5, 2002 was not received, (2) a statement attesting to the fact that a search of the file jacket and docket records indicates that the non-final Office action was not received and (3) reference to attached docketing records within practitioner's statement.

The petition now meets the requirements set forth above.

The Request for Reconsideration is **GRANTED**.

Due to the time lapse between the Office action of June 5, 2002 and the mailing of this decision, the file is being forwarded to the examiner for updating the search and other appropriate action. From there the file will be forwarded to the Technology Center's technical support staff for re-mailing the Office action. The period for response will be re-set to begin as of the mailing thereof. Any delay caused petitioner in treating the petition is regretted.

Kenneth A. Wieder
Special Program Examiner
Technology Center 2600
Communications